



Response Under 37 C.F.R. § 1.116
Expedited Procedure
Examining Group 8475

PATENT
ATTORNEY DOCKET NO.: 053933-5016

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Ho-Seop JEONG et al.)	Confirmation No.: 8475
)	
Application No.: 09/994,693)	Group Art Unit: 2652
)	
Filed: November 28, 2001)	Examiner: M. Battaglia
)	
For: OPTICAL PICKUP DEVICE WITH)	Mail Stop After Final
EXTERNAL PHOTODETECTING)	
UNIT (as amended))	

Mail Stop After Final
Commissioner for Patents
Customer Window
Alexandria, VA 22314

Sir:

SUBMISSION OF REPLACEMENT DRAWINGS

Filed herewith are eight (8) replacement sheets of drawings containing nine (9) figures. These replacement sheets amend Figs. 4 and 7 to show the features of the detecting unit 110 capable of moving in an up and down direction as recited in the specification. No new matter has been added. It is requested that these drawings be approved and made part of the official record in the above-identified patent application.

If there are any fees due in connection with the filing of these drawings, please charge the fees to our Deposit Account No. 50-0310.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

By: Mary Jane Boswell
Mary Jane Boswell
Reg. No. 33,652

Date: February 21, 2006

CUSTOMER NO.: 009629

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Sir:

**AMENDMENT AND REQUEST FOR
RECONSIDERATION TRANSMITTAL FORM**

1. Transmitted herewith is An Amendment and Request for Reconsideration responding to the Final Office Action dated September 21, 2005.

2. Additional papers enclosed:

- | | |
|-------------------------------------|--|
| <input checked="" type="checkbox"/> | Drawings: Formal (Correction) |
| <input type="checkbox"/> | Information Disclosure Statement |
| <input type="checkbox"/> | Drawings: Formal Informal (Correction) |
| <input type="checkbox"/> | Information Disclosure Statement |
| <input type="checkbox"/> | Form PTO-1449, ____ references included |
| <input type="checkbox"/> | Citations |
| <input type="checkbox"/> | Declaration of Biological Deposit |
| <input type="checkbox"/> | Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence. |

3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

☐ Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicants have inadvertently overlooked the need for a petition and fee for extension of time.

☒ Applicants petition for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>[Fee for Small Entity]</u>
<input type="checkbox"/> one month	\$ 120.00	\$ 60.00
<input checked="" type="checkbox"/> two months	\$ 450.00	\$ 225.00
<input type="checkbox"/> three months	\$ 1,020.00	\$ 510.00
<input type="checkbox"/> four months	\$ 1,590.00	\$ 795.00

Extension of time fee due with this request: **\$450.00**

☐ An extension for ____ months has already been secured and the fee paid therefor of \$____ is deducted from the total fee due for the total months of extension now requested.

4. Constructive Petition

☒ EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

5. Fee Calculation (37 C.F.R. §1.16)

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	22	minus	22	0	x \$50 each=	+ \$0.00
Independent Claims (37 C.F.R. §1.16(b))	5	minus	5	0	x \$200 each=	+ \$0.00
[] First presentation of Multiple dependent claim(s)					\$360.00	+ \$
SUB-TOTAL =						\$0.00
Reduction by ½ for filing by a small entity						- \$
TOTAL FEE =						\$0.00

6. Fee Payment

- ☐ No fee is to be paid at this time.
- ☒ The Commissioner is hereby authorized to charge the amount of \$450.00 for two-month extension of time to Deposit Account No. 50-0310.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

Dated February 21, 2005

By: Mary Jane Boswell
Mary Jane Boswell
Reg. No. 33,652

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